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Art Unit: 3721

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**FAX NO.:** (703) 872-9306

**DATE:** October 4, 2004

**FROM:** Mark E. Scott, Reg. 43,100

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**CLIENT NO.:** 2230-00400

**TOTAL NUMBER OF PAGES (INCLUDING THIS ONE)** 25

**COMMENTS: Re:** U.S. Patent Serial No. 10/636,055  
Filed: August 7, 2003  
Applicants: Alonzo C. Aylsworth and Lawrence C. Spector  
Response to Office Action Dated September 21, 2004 (22 pp.);  
Fee Transmittal for FY 2004 (1 p., in duplicate)

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136456.01/2230.00400

# FEE TRANSMITTAL for FY 2004

Effective 10/01/2004. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT \$239.00

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Deposit Account Name: Conley Rose, P.C.

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## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity	Small Entity	Fee	Fee	Fee Description	Fee Paid
Code (\$)	Code (\$)	Fee	Fee		
1001 790	2001 395			Utility filing fee	\$
1002 360	2002 176			Design filing fee	\$
1003 560	2003 276			Plant filing fee	\$
1004 790	2004 395			Reissue filing fee	\$
1005 160	2005 80			Provisional filing fee	\$

SUBTOTAL (1) \$00.00

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	45**	36	7	Extra Claims	Fee from below	Fee Paid
Independent Claims	8*	4	4		9.00	\$ 83.00
Multiple Dependent					44.00	\$ 176.00

Large Entity	Small Entity	Fee	Fee	Fee Description
Code (\$)	Code (\$)	Fee	Fee	
1202 18	2202 9			Claims in excess of 20
1201 88	2201 44			Independent Claims in excess of 3
1203 300	2203 160			Multiple dependent claim, if not paid
1204 58	2204 44			** Reissue independent claims over original patent
1205 18	2205 9			** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) \$239.00

\*\* or number previously paid, if greater; For Reissues, see above

SUBMITTED BY

Mark E. Seay

Registration No. 43,100  
(Inventor/Agent)

Complete (if applicable)

Telephone (713) 238-8000

Name (Print/Type)

Date October 4, 2004

Signature

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**FEE TRANSMITTAL**  
**for FY 2004**

Effective 10/01/2004. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** \$238.00**METHOD OF PAYMENT (Check all that apply)**☐ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:  
Deposit Account Number: 03-2769  
Deposit Account Name: Conley Ross, P.C.

The Director is authorized to: (check all that apply)

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☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account  
☒ Credit any overpayments**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity Fee	Small Entity Fee	Fee Description	Fee Paid
Code (\$)	Code (\$)		
1001 780	2001 395	Utility filing fee	\$
1002 350	2002 175	Design filing fee	\$
1003 550	2003 275	Plant filing fee	\$
1004 790	2004 395	Reissue filing fee	\$
1005 180	2005 80	Provisional filing fee	\$

**SUBTOTAL (1)** \$00.00**2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE**

Total Claims 46\*\* - 38 = 7 Extra Claims x 8.00 = \$ 83.00  
 Independent Claims 8\* - 4 = 4 x 44.00 = \$176.00  
 Multiple Dependent

Large Entity Fee	Small Entity Fee	Fee Description
Code (\$)	Code (\$)	
1202 18	2202 9	Claims in excess of 20
1201 88	2201 44	Independent Claims in excess of 3
1203 300	2203 150	Multiple dependent claim, if not paid
1204 88	2204 44	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent

**SUBTOTAL (2)** \$238.00

\*\* or number previously paid, if reissue. For Reissues, see above

SUBMITTED BY

Mark E. Seitz

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(Attorney/Agent)

43,100

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Telephone (713) 238-8000

Date

October 4, 2004

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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OCT 04 2004

Applicants: Alonzo C. Aylsworth and  
Lawrence C. Spector

§ Group Art Unit: 3721  
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Serial No.: 10/636,055

Filed: August 7, 2003

Examiner: Aaron J. Lewis

For: METHOD AND SYSTEM FOR  
DELIVERY OF THERAPEUTIC GAS  
TO A PATIENT AND FOR FILLING  
A CYLINDER

Confirmation No.: 1019

**RESPONSE TO OFFICE ACTION DATED SEPTEMBER 21, 2004**

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Att'y Docket No. 2230-00400  
Date: October 4, 2004

Sir:

**INTRODUCTORY COMMENTS**

This paper is filed in response to the Office Action dated July 1, 2004. The Examiner is requested to enter the following proposed amendments and consider the accompanying remarks. Reconsideration is respectfully requested.

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 4 of this paper.

Remarks/Arguments begin on page 14 of this paper.

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